

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATION  
INTER-OFFICE MEMO**

**September 14, 2007**

**TO: Beverly Najarian, Director**

**DEPT: Administration**

**FROM: Dennis Gerstmeyer, Acting Chairman**

**DEPT: Division of Motor Vehicles**

**SUBJECT: HEARING BOARD RESULTS**

**Please be advised of the following matters, which were heard before the Board on Thursday, September 13, 2007. Also be advised the following people were present during the hearing: Legal Counsel Marcy Coleman, Esq., Division of Legal Services and the hearing Board members: James Botvin, Dennis Gerstmeyer and Lt. David Palmer of The Rhode Island State Police.**

**Absent: Walter Craddock, Esq.**

**Thomas Ricci**

**MEETING OF SEPTEMBER 13, 2007 – 9:00 AM**

**DIVISION OF MOTOR VEHICLES – 100 MAIN ST.  
PAWTUCKET, RI 02860**

**1. JPIC AUTO SALES, INC. (Donna Bevilaqua, Pres. / Gregory Acciardo, Esq.)**

**FIRST APPLICATION. – CASE #KR-07-240**

**TO DEAL IN USED MOTOR VEHICLES ONLY**

**AT: 432-436 VALLEY ST. PROVIDENCE, RI 02908**

**DECISION:** Application has been approved subject to the dealer submitting an employee list to the Dealers License and Regulations Office and complying with the requirement that Greg Aloisio not be involved with the dealership in any capacity or the license will be revoked. The application must be finalized in 30 days. Three (3) plates have been awarded.

**2. BIG LOT AUTO SALES (Edward Tarbox, Pres.)**

**REQUEST FOR TWENTY THREE (23) ADDITIONAL USED DEALER  
PLATES. – CASE #KR-02-241**

**LICENSED SINCE 05-18-07; HAS 3 PLATES.**

**Postponed at the request of Daniel Stone, Esq., lawyer for Big Lot Auto Sales.**

**3. ROUTE 146 AUTO SALES, INC. (Anthony J. Lavornia, Pres.)**  
**REQUEST FOR THREE (3) ADDITIONAL USED DEALER PLATES. -**  
**CASE #KR-07-242**  
**LICENSED SINCE 09-20-07; HAS 3 PLATES.**

**Postponed at the request of Anthony J. Lavornia, President of Route 146 Auto Sales.**

**HEARINGS MINUTES      Continued**  
**PAGE 2 OF 3**

**4. ASPEN AUTO SALES, INC. (Eric Noury, Pres.)**  
**ANNEX APPLICATION. CASE #KR-07-243**  
**AT: 1197 DOWLING HIGHWAY, NORTH SMITHFIELD, RI 02917**  
**MAIN LOCATION: 100 RAILROAD ST. MANVILLE, RI 02838**

**DECISION: Annex has been approved subject to finalization of the application within thirty days.**

**5. G'S AUTO SALES ( Gbenga Lajayi, Owner / John Harwood, Esq.)  
SHOW CAUSE HEARING. - CASE #KR-04-046  
2ND RESCHEDULED HEARING.**

**DECISION:** The board has determined that G's Auto Sales has had sufficient time to meet the minimum requirements of a 2400 square foot building for a dealer's license and has been denied permission from the Providence Zoning Board to expand the property to meet the requirement. As G's Auto Sales no longer meets the minimum qualifications to hold a dealer's license, the license is revoked. Therefore the license and all dealer plates for G's Auto Sales must be returned to the Dealers' License and Regulations Office 30 days from receipt of the official decision.

**6. BOBBIE-JO PULSIFER V. SHANNON MOTORS "MAIN" ( John Gosselin, Pres. / John De Simone, Esq.)  
COMPLAINT / SHOW CAUSE HEARING – CASE #DS-06-372  
1ST CONTINUED HEARING**

**DECISION:** Shannon Motors has agreed to repair the vehicle at no

**charge.**

**7. WENDY MORINVILLE V. SILVER LAKE AUTO SALES (Patricia Troino, Pres.)**

**COMPLAINT / SHOW CAUSE HEARING - CASE #KR-07-171**

**Postponed at the request of Silver Lake Auto Sales because of the death of an owner.**

**HEARINGS MINUTES      Continued**

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**8. AMADEO ROXO V. NISSAN OF SMITHFIELD, INC. (Richard Conti, Pres. / John D. Biafore, Esq.)**

**COMPLAINT / SHOW CAUSE HEARING - CASE #DS-07-068**

**Case dismissed at the request of John D. Biafore, Esq. The Dealers License and Regulations Board does not have jurisdiction in this matter.**

**9. AUTOSTORE MOTOR SALES ( Daniel Shabo, Pres.)**

**SHOW CAUSE HEARING – CASE #KR-07-237**

**Rescheduled due to a lack of quorum as a result of Lt. David Palmer recusing himself from the hearing because of his involvement in a pending case as a member of the RI State Police concerning Autostore Motor Sales and Daniel Shabo, President.**

**10. FRANK’S AUTO SALES, INC. ( Frank Martinelli, Jr. Pres.)**

## **SHOW CAUSE HEARING – CASE #KR-07-144**

**DECISION:** The board has determined that Frank's Auto Sales, Inc. will be granted 90 days to resolve the eviction of his tenant so as to meet the minimum requirement of a 2400 square foot building to operate a dealership at the current location. The attorney for Frank's Auto Sales must provide an update on the progress of the eviction to the Dealers License and Regulations Office every 30 days.

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**Dennis Gerstmeyer, Acting Chairman**

**Cc: Charles Dolan, Administrator, DMV**

**John DiTomasso, Assistant Administrator, DMV**

**Joseph I. Monteiro, Chief Enforcement/Regulations, DMV**

**Marcy Coleman, Esq., Division of Legal Services, DOA**

**File**